

10 CSR 10-6.280 Compliance Monitoring Usage

(1) Applicability. This regulation applies to air pollution sources throughout Missouri.

(2) Definitions. Terms and phrases used in this rule may be found in 10 CSR 10-6.020 Definitions and Common Reference Tables.

(3) General Provisions.

(A) Compliance Certifications. Regardless of any other provision in any plan approved by the administrator, for the purpose of submission of compliance certificates the owner or operator is not prohibited from using the following in addition to any specified compliance methods:

1. Monitoring methods outlined in 40 CFR part 64;
2. Monitoring method(s) approved for the source pursuant to 10 CSR 10-6.065 Operating Permits, and incorporated into an operating permit; and
3. Any other monitoring methods approved by the director.

(B) Enforcement. Regardless of any other provision in the state implementation plan, any credible evidence may be used for the purpose of establishing whether a source or facility has violated or is in violation of any such plan or other applicable requirement. Information from the use of the following methods is presumptively credible evidence of whether a violation has occurred at a source:

1. Monitoring methods outlined in 40 CFR part 64;
2. A monitoring method approved for the source pursuant to 10 CSR 10-6.065 Operating Permits, and incorporated into an operating permit; and
3. Compliance test methods specified in the rule cited as the authority for the emission limitations.

(4) Reporting and Record Keeping. *(Not Applicable)*

10 CSR 10-6.280

(5) Test Methods. The following testing, monitoring, or information gathering methods are presumptively credible testing, monitoring, or information gathering methods:

(A) Applicable monitoring or testing methods, cited in:
10 CSR 10-6.030 Sampling Methods for Air Pollution Sources;
10 CSR 10-6.040 Reference Methods; 10 CSR 10-6.070 New Source
Performance Standards; and 10 CSR 10-6.080 Emission Standards for
Hazardous Air Pollutants; or

(B) Other testing, monitoring, or information gathering
methods, if approved by the director, that produce information
comparable to that produced by any method in subsection (3)(B) or
subsection (5)(A).

EPA Rulemakings

CFR: 40 C.F.R. 52.1320 (c)

FRM: 67 FR 54961 (08/27/2002)

PRM: 67 FR 54993 (08/27/2002)

State Submission: 04/16/2002

State Final: 10 C.S.R. 10-6 (02/28/2002)

APDB File: MO-197

Description: The rule was revised to delete the reference to 10 C.S.R. 10-6.290 and to add the reference to 40 C.F.R. part 64. The rule was also revised to conform to a standard rule format.

[illegible]

CFR: 40 C.F.R. 52.1320 (c)

FRM: 66 FR 27028 (5/16/01)

PRM: 61 FR 4391 (2/6/96)

State Submission: 3/15/95

State Final: 10 C.S.R. 10-6 (10/31/00)

APDB File: MO-97

Description: The EPA approved a rule to clarify that any credible evidence may be used to establish compliance or noncompliance with applicable requirements of the Missouri air pollution control regulations under the authority of applicable provisions in section 110(a) of the CAA.

[illegible]

Difference Between the State and EPA-Approved Regulation

None.